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Atty. Dkt. No. 053466-0299

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Akihiro FUNAKOSHI *et al.*

Title: A PREVENTIVE OR THERAPEUTIC AGENT FOR PANCREATITIS
COMPRISING IL-6 ANTAGONIST AS AN ACTIVE INGREDIENT

Appl. No.: 09/762,550

International Filing Date: 8/23/1999

371(c) Date: 2/9/2001

Examiner: Lorraine Spector

Art Unit: 1647

Confirmation Number: 5276

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated December 15, 2008, finally rejecting Claims 14, 16-23, 25, and 26.

Applicant claims small entity status.

Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

Notice of Appeal Fee

To be paid as detailed below

Not required (Fee paid in prior appeal)

The required fees are calculated below:

[]	Notice of Appeal Fee	\$0.00
[X]	Extension for response filed within the second month:	\$490.00
[]	Extension:	\$0.00
	FEE TOTAL:	\$490.00
[]	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$490.00

The above-identified fees of \$490.00 are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date May 13, 2009

By Simon J. Elliott

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